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Kenneth Solomon, Reg. No. 31,427

Application of: Luthra, et al.

Group No.: 1713

Serial No.: 09/587,875

Atty. Docket No.: 66230-4923

Filed: June 6, 2000

For: Non-Thrombogenic and Anti-Thrombogenic Polymers **Examiner:** Christopher Henderson

Commissioner of Patents and Trademarks
Washington, DC 20231

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RESPONSE TO RESTRICTION

JUL 28 2003

HONORABLE SIR:

OFFICE OF PETITIONS

In compliance with Rule 1.111 of the Rules of Practice, Applicants submit this paper in response to the Office Action, mailed July 1, 2001. Applicants respectfully request that the Examiner consider and enter the following amendments and remarks intended to put the above-identified application into form for allowance.

Restriction

The restriction requirement does not match the pending claims. The pending claims are claims 43, 44 and 107-112 as shown on the attached sheet. The only claims which match those in the identification of inventions in the requirement are claims 43 and 44. With respect to those claims, Applicant elects (in the event the restriction requirement is maintained) the invention of claim 43. Claims 107-110 (which Applicant understands have been renumbered

as claims 47-50) depend from claim 43 and so are understood to remain under consideration as well.

Although Applicant has elected an invention, Applicant also traverses the restriction requirement. Claim 44 and those that depend therefrom depend from provisionally elected claim 43 and so should be examined therewith. The restriction requirement states that the inventions of claims 43 and 44 are distinct if the process as claimed can be used to make other and materially different products or the product as claimed can be made by another and materially different process. Claim 44 specifically calls for the product made to be that of claim 43 and the Examiner has not alleged any process other than that of claim 44 by which the product of claim 43 can be made. Therefore, the restriction requirement is misplaced.

In view of the foregoing, favorable reconsideration and early allowance of the claims is earnestly solicited.

Respectfully submitted,

Thompson Coburn LLP



Kenneth Solomon
Reg. No. 31,427
One US Bank Plaza
St. Louis, Missouri 63101
Telephone: 314-552-6305
Fax: 314-552-7305